

Message Text

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PAGE 01 STATE 136741

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TO AMCONSUL HONG KONG

C O N F I D E N T I A L STATE 136741

PASSPORT

E.O. 11652 GDS

TAGS: CPAS, CIVS, CGEN, CH

. SUBJECT: PROBLEM OF CONSULAR ACCESS

FOLLOWING REPEAT STATE 136741 SENT PEKING DATED JUNE 25, 74
QUOTE:

1. DEPARTMENT UNDERSTANDS DIFFICULTIES IN SECURING
CONSULAR ACCESS FOR UNITED STATES CITIZEN CLAIMANTS IN PRC
(E.G. REFUSAL OF PERMISSION BY LOCAL OFFICIALS TO TRAVEL
TO AND/OR CONTACT USLO OR INDIVIDUAL'S RELUCTANCE TO
INQUIRE ABOUT OR REQUEST SUCH PERMISSION). REF. B,
PARAGRAPH 9, REPORTS APPARENT SIMILAR PROBLEM OF CONSULAR
ACCESS OF OF CONSULAR ACCESS OF VISITORS BY BRITISH AND
GERMAN EMBASSIES. WE NOTED IN REF. A, PARAGRAPH 4,
PERMISSION TO TRAVEL FOR CONSULAR PURPOSES RECENTLY GRANTED
TO BRITISH CONSULAR OFFICERS TO MEET WITH PERSONS ALREADY
DOCUMENTED AS BRITISH SUBJECTS.

2. DEPARTMENT STILL SEARCHING RECORDS RE DELAIRE (REF. A)
AND WILL RESPOND ASAP. DEPARTMENT WOULD NOT REPEAT NOT
WANT USLO TO TAKE UP MATTER OF TRAVEL FOR CONSULAR PURPOSES
WITH MFA YET.

CONFIDENTIAL

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PAGE 02 STATE 136741

3. DEPARTMENT REQUESTS USLO'S VIEWS ON FOLLOWING

PROCEDURE FOR UNITED STATES CITIZENSHIP CLAIMANTS IN PRC.
TO OBTAIN PRELIMINARY STATUS DETERMINATION, USLO WOULD

SEND REGISTRATION FORMS FS-176, FS-176S AND QUESTIONNAIRE
BY MAIL TO APPLICANTS FOR THEIR COMPLETION AND SIGNING
NOT REPEAT NOT UNDER OATH. THE APPLICANT WOULD COMPLETE
AND SIGN THE PAPERS AND RETURN THEM TO USLO BY MAIL.
USLO WOULD THEN FORWARD THESE DOCUMENTS TO PPT FOR A
PRELIMINARY DETERMINATION OF CITIZENSHIP. SEE ITEM 20,
PPT/F MEMORANDUM TO BLACKBURN DATED MARCH 29, 1973. IF
DEPARTMENT SATISFIED WITH PRELIMINARY REVIEW OF IDENTITY
AND UNITED STATES CITIZENSHIP CLAIM, CONSIDERATION MIGHT
BE GIVEN TO ISSUANCE OF LETTER STATING THAT THE APPLICANT
IS BELIEVED TO BE A UNITED STATES CITIZEN AS EVIDENCED
BY THIS LETTER AND IS REQUESTED TO APPLY AT USLO FOR
OFFICIAL DOCUMENTATION AS UNITED STATES CITIZEN.

4. HOWEVER APPLICANTS WOULD STILL BE REQUIRED TO EXECUTE
A FORMAL APPLICATION BEFORE AN AMERICAN OFFICIAL
AUTHORIZED TO PERFORM CONSULAR FUNCTIONS UPON ARRIVAL AT
USLO. THEREAFTER, ISSUANCE OF FULL-VALIDITY CARDS OF
IDENTITY (FORM FS-225A) FOR INTERNAL USE IN PRC OR OF
PASSPORTS FOR FOREIGN TRAVEL COULD BE AUTHORIZED IF USLO
IS SATISFIED WITH THE IDENTITY AND CITIZENSHIP OF SUCH
APPLICANTS. INCIDENTALLY, FORM FS-225,
CERTIFICATE OF IDENTITY AND REGISTRATION HAS BEEN
ABOLISHED.)

5. DOES IT APPEAR TO USLO THAT PRC OFFICIALS ARE
PREDETERMINING KINDS OF PEOPLE WHO ARE ABLE TO APPROACH
USLO WITHOUT DETERRENCE, E.G. ANNA CHUNING HSIAO, DOROTHY
FISCHER CHENG, ROBERT WINTER, ISRAEL EPSTEIN? IT APPEARS
THAT ELDERLY CAUCASIANS WHO HAVE NOT RENOUNCED UNITED
STATES CITIZENSHIP FACE LITTLE PROBLEM OF CONSULAR
ACCESS. IT ALSO APPEARS THAT ETHNIC CHINESE OR
CHILDREN OF ETHNIC CHINESE PARENTS MAY BE DETERRED IN
SECURING CONSULAR ACCESS (E.G. ARCHIE KAI CHEE LEE, ANNA
CHUNING HSIAO'S GRANDDAUGHTER) OR THAT SANCTIONS MAY BE
IMPOSED AGAINST THEM ONCE THEY DEPART FROM USLO (E.G.
DANIEL KELLY.)
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PAGE 03 STATE 136741

6. UPON RECEIPT OF USLO'S COMMENTS DEPARTMENT WILL
GIVE FURTHER CONSIDERATION TO THIS PROBLEM. ACCESS OF
PERSONS WITH POSSIBLE CLAIM TO UNITED STATES CITIZENSHIP
IS, OF COURSE, ONLY ONE ASPECT OF SUBJECT. DEPARTMENT IS
ALSO CONCERNED WITH BROAD ASPECTS OF ACCESS PROBLEM,
INCLUDING ACCESS OF VISA APPLICANTS. KISSINGER

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